

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CR2012-104915-001 DT

02/12/2014

JUDGE PRO TEM JERRY BERNSTEIN

CLERK OF THE COURT
N. McKinney
Deputy

STATE OF ARIZONA

TIFFANY LEIGH BRADY

v.

NICOLE ANTIONETTE BISHOP (001)
DOB: 11/4/1974

SHABNAM AMIRI

APO-SENTENCINGS-CCC
APPEALS-CCC
DISPOSITION CLERK-CSC
RFR

SUSPENSION OF SENTENCE - PROBATION GRANTED

9:10 a.m.

Courtroom CCB 902

State's Attorney: Karen Komrada
Defendant's Attorney: Shabnam Amiri
Defendant: Present

Court Reporter, Lisa Bradley, is present.

A record of the proceeding is also made by audio and/or videotape.

Count(s) 1 and 3: WAIVER OF TRIAL: The Defendant knowingly, intelligently and voluntarily waived all pertinent constitutional and appellate rights and entered a plea of guilty.

IT IS THE JUDGMENT of the Court Defendant is guilty of the following:

OFFENSE: Count 1 Aggravated Driving or Actual Physical Control While Under the Influence of Intoxicating Liquor or Drugs
Class 4 Felony

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A.R.S. § 28-1381(A)(1), 28-1383(A)(1), 28-3001, 28-3304, 28-3305, 28-3315, 13-701, 13-702, 13-801

Date of Offense: 1/22/2012

Non Dangerous - Non Repetitive

OFFENSE: Count 3 (as amended) Possession of Drug Paraphernalia
Class 6 Undesignated Felony

A.R.S. § 13-3401, 13-3408, 13-3415, 13-3416, 13-3418, 13-604, 13-610, 13-701, 13-702, 13-707, 13-801, 13-802

Date of Offense: 1/22/2012

Non Dangerous - Non Repetitive

AS PUNISHMENT, IT IS ORDERED Defendant is sentenced to a term of imprisonment and is committed to the Arizona Department of Corrections as follows:

Count 1: 4 month(s) from 2/12/2014

Presentence Incarceration Credit: 37 day(s)

The Court is suspending imposition or execution of sentence and, under the supervision of the Adult Probation Department (APD), placing the Defendant on probation for:

Count 1 Probation Term: 2 years

Upon release from prison for felony DUI (4 months; 37 days credit).

IT IS ORDERED that probation in Count 1 shall run concurrent with probation in Count 3 and CR2013-432258-001.

Upon release from prison pursuant to A.R.S. §13-603(K). Count 3: For a period of 2 years.

IT IS ORDERED that probation in Count 3 shall run concurrent with probation in Count 1 CR2013-432258-001.

Condition 6: Report to the APD within 72 hours of sentencing, absolute discharge from prison, release from incarceration, or residential treatment and continue to report as directed. Keep APD advised of progress toward case plan goals and comply with any written directive of the APD to enforce compliance with the conditions of probation. Provide DNA testing if required by law.

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Condition 8 - Request and obtain written permission of the APD prior to leaving the state.

Condition 15: Restitution, Fines and Fees:

PROBATION SERVICE FEE: Count 1 - \$45.00 per month, beginning on a date to be determined.

FINE: Count 1 - Total amount of \$1,372.50, which includes surcharges of 83%, payable \$25.00 per month beginning on a date to be determined.

FINE: Count 3 - Total amount of \$2,196.00, which includes surcharges of 83%, payable \$25.00 per month beginning on a date to be determined.

DUI ABATEMENT FUND: Count 1 - \$250.00, payable \$10.000 per month, beginning on a date to be determined.

PRISON CONSTRUCTION & OPERATIONS FUND: Count 1 - \$1,500.00, payable \$25.00 per month, beginning on a date to be determined.

STATE GENERAL FUND: Count 1 - \$1,500.00, payable \$25.00 per month, beginning on a date to be determined.

PROBATION SURCHARGE: Count 1 - \$20.00 payable on a date to be determined.

Count 1 and 3: Time payment fee pursuant to A.R.S. § 12-116 in the amount of \$20.00 payable on a date to be determined.

PENALTY ASSESSMENT - A.R.S. §12-116.04: Count 1 - \$13.00 payable on a date to be determined.

Investigative Agency:

Arizona Department of Public Safety

All amounts payable through the Clerk of the Superior Court.

Condition 16 - Not consume or possess any substances containing alcohol.

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Condition 17 - Count 3: Complete a total of 100 hours of community restitution. Complete a set number of hours per month as directed in writing by APD. Complete hours at a site approved by the APD.

Condition 22: Other - Shall not operate a motor vehicle without a valid driver's license. Shall participate in the MADD Victim Impact Panel

IT IS FURTHER ORDERED that Defendant shall submit to fingerprint identification processing by the Maricopa County Sheriff's Office if directed to do so by the Adult Probation Department. The Adult Probation Department shall direct any Defendant placed on probation who has not already had a State Identification Number (SID) established to submit to fingerprint processing.

Defendant is advised pursuant to A.R.S. § 13-805 that failure to maintain contact with the Probation Department may result in the issuance of:

1. A criminal restitution order in favor of the state for the unpaid balance, if any, of any fines, costs, incarceration costs, fees, surcharges or assessments imposed.
2. A criminal restitution order in favor of each person entitled to restitution for the unpaid balance of any restitution ordered.

IT IS ORDERED granting the Motion to Dismiss the following: Counts 2 and 4.

Count(s) 1: IT IS ORDERED authorizing the Maricopa County Sheriff to deliver Defendant to the Arizona Department of Corrections.

IT IS ORDERED the Clerk of the Superior Court remit to the Arizona Department of Corrections a copy of this Order or the Order of Confinement together with all presentence reports, probation violation reports, and medical and psychological reports that are not sealed in this cause relating to the Defendant.

IT IS FURTHER ORDERED that the Defendant shall be required to equip any motor vehicle he/she operates with a certified ignition interlock device for at least six (6) months upon the conclusion of his/her license suspension or revocation. Defendant must pay for the installation of the device and shall provide proof of the installation, proof of compliance, and proof of inspection of the device to his/her probation/parole officer every ninety (90) days.

IT IS FURTHER ORDERED that Defendant must submit to DNA testing for law enforcement identification purposes in accordance with A.R.S. §13-610.

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The presentence investigation report is filed under CR2013-432258-001.

9:25 a.m. Matter concludes.

ISSUED: Order of Confinement - Certified Copy to DOC via MCSO

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Defendant's right index fingerprint is permanently affixed to this sentencing order in open court.

/s/ JUDGE PRO TEM JERRY BERNSTEIN
JUDICIAL OFFICER OF THE SUPERIOR COURT

(right index fingerprint)